

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

In re

TIMOTHY HOLMES,  
Plaintiff.

Case No. [16-cv-00209-JSC](#)

**ORDER ADMINISTRATIVELY  
CLOSING CASE;  
INSTRUCTIONS TO CLERK**

This case was opened on January 13, 2016, when Plaintiff, a prisoner of the State of California, filed a letter to the Honorable Thelton E. Henderson complaining about conditions of his confinement. That day, the Clerk notified Plaintiff that he had not filed an application to proceed in forma pauperis ("IFP"), and two days later the Clerk notified Plaintiff that he had not filed a complaint. Along with these notices, the Clerk mailed to Plaintiff the Court's complaint and IFP forms, instructions for completing the forms, and a stamped return envelope. Plaintiff has responded by filing a letter asking for the case to be dismissed and stating that he did not intend to file a lawsuit. (*See* Dkt. No. 6.) Accordingly, the Clerk shall administratively close this case having been opened in error, and send electronic copies of both Plaintiff's initial letter (Dkt. No. 1) and this order to Judge Henderson. No fee is due.

**IT IS SO ORDERED.**

Dated: February 23, 2016

  
JACQUELINE SCOTT CORLEY  
United States Magistrate Judge

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

HOLMES,

Plaintiff,

v.

,

Defendant.

Case No. [16-cv-00209-JSC](#)

**CERTIFICATE OF SERVICE**

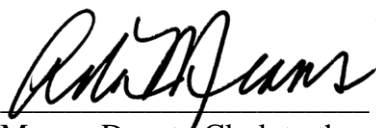
I, the undersigned, hereby certify that I am an employee in the Office of the Clerk, U.S. District Court, Northern District of California.

That on February 23, 2016, I SERVED a true and correct copy(ies) of the attached, by placing said copy(ies) in a postage paid envelope addressed to the person(s) hereinafter listed, by depositing said envelope in the U.S. Mail, or by placing said copy(ies) into an inter-office delivery receptacle located in the Clerk's office.

Timothy Holmes ID: Prisoner Id T88939  
San Quentin State Prison  
San Quentin, CA 94974

Dated: February 23, 2016

Susan Y. Soong  
Clerk, United States District Court

By:   
Ada Means, Deputy Clerk to the  
Honorable JACQUELINE SCOTT CORLEY